

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Revenue Department - Allegation of corruption against Sri Sudham Vijay Kumar, Village Revenue Officer, Lalgadimalakpet Village, Office of the Tahsildar, Shameerpet Mandal, Ranga Reddy District – Trapped by the Anti-Corruption Bureau Officials on 17-01-2009 – Sanction of Prosecution – Orders – Issued.

REVENUE (VIGILANCE-VII) DEPARTMENT

G.O.Ms.No. 200

Dated:10-03-2010.

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ORDER:

1. Whereas, Sri Sudham Vijay Kumar, S/o. Late S.R.Swamy, worked as Village Revenue Officer, Lalgadimalakpet Village, Office of the Tahsildar, Shameerpet Mandal, Ranga Reddy District from 01-11-2007 to 16-01-2009 and by virtue of the post held by him, he falls under the category of public servant as defined under section 2(c) of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

2. And whereas, it is alleged that Sri Nemuri Ramesh, S/o. Sri N.Vittal, age:38 years, Occupation:Business, resident of Lalgadimalakpet Village, Shameerpet Mandal, Ranga Reddy District along with his relatives Sri Nemuri Parameshwar Goud and Sri Srinivas of their village, purchased 0.15 guntas of land in Sy.No.758 of his village from one Sri Nemuri Ramaiah, Sri Sattaiah and others vide Document No.290/2008. As the names of old pattadars are continued in the Record of Rights records, Sri N.Ramesh submitted an application in the first week of February, 2008 to the Mandal Revenue Officer, Shameerpet duly enclosing the copy of the sale deed of the land in order to get 0.15 guntas of land transferred into their names in Record of Rights. On their application, the Mandal Revenue Officer, Shameerpet issued favourable orders vide proceedings No.B/337/2008 after conducting enquiry and also sent a copy to Sri Sudham Vijay Kumar, Village Revenue Officer of their village for implementing the same in the records. In this connection, Sri Nemuru Ramesh met Sri Sudham Vijay Kumar, Village Revenue Officer several times and requested to record their names in Record of Rights, but Sri Sudham Vijay Kumar postponed it on some pretext or other. About 15 days prior to lodging of the complaint, Sri Nemuri Ramesh again met Sri Sudham Vijay Kumar, Village Revenue Officer at his residence at Bowenpally and requested him to enter their names in Record of Rights, Sri Sudham Vijay Kumar demanded him to pay a bribe amount of Rs.5,000/- for doing the said work. When Sri Nemuri Ramesh expressed his inability to pay such a huge

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amount, Sri Sudham Vijay Kumar, Village Revenue Officer did not heed to his requests. Again on 12-01-2009 when Sri Nemuri Ramesh met Sri Sudham Vijay Kumar, Village Revenue Officer at his residence at Bowenpally and requested him to enter their names in Record of Rights, Sri Sudham Vijay Kumar informed Sri Nemuri Ramesh that his work will be attended only on the payment of the demanded bribe of Rs.5,000/- to him. When Sri Nemuri Ramesh requested by expressing his inability to pay such a huge amount as bribe, Sri Sudham Vijay Kumar, Village Revenue Officer finally reduced the bribe amount to Rs.2,000/- and made it clear that he would not attend the said work unless Sri Nemuri Ramesh paid the demanded bribe amount to him. As there was no other go, Sri Nemuri Ramesh, returned informing Sri Sudham Vijay Kumar, Village Revenue Officer that he would meet him within 2 or 3 days along with the bribe amount;

3. And whereas, Sri Nemuri Ramesh was not willing to pay bribe to Sri Sudham Vijay Kumar, Village Revenue Officer, lodged a written complaint on 15-01-2009 against Sri Sudham Vijay Kumar, Village Revenue Officer with the Deputy Superintendent of Police, Anti-Corruption Bureau, Hyderabad Range, Hyderabad requesting to take legal action against Sri Sudham Vijay Kumar, Village Revenue Officer, Lalgadimalakpet Village, Shameerpet Mandal. Accordingly, the Deputy Superintendent of Police, Anti-Corruption Bureau, Hyderabad Range, Hyderabad registered the complaint as a case in Cr.No.2/ACB-HR/2009 under section 7 of the Prevention of Corruption Act, 1988 on 17-01-2009 at 06:30 A.M. against Sri Sudham Vijay Kumar, Village Revenue Officer, Lalgadimalakpet Village, Office of the Tahsildar, Shameerpet Mandal, Ranga Reddy District and organized a trap, after following all the formalities stipulated for a trap;

4. And whereas, on 17-01-2009 i.e., on the date of trap, at about 08:55 A.M., when Sri Nemuri Ramesh along with Sri Nemuri Chandraiah (accompanying witness) met Sri Sudham Vijay Kumar at H.No.8-4-133, Malawada, Old Bowenpally, Secunderabad, Sri Sudham Vijay Kumar, Village Revenue Officer enquired Sri Nemuri Ramesh whether he had brought the demanded bribe amount of Rs.2,000/-. Sri Nemuri Ramesh gave affirmative reply, then Sri Sudham Vijay Kumar, Village Revenue Officer demanded to pay the amount. Then Sri Nemuri Ramesh took out the currency notes from his left side shirt pocket and offered the same to Sri Sudham Vijay Kumar, Village Revenue Officer. Then, Sri Sudham Vijay Kumar, Village Revenue Officer accepted the bribe of tainted currency notes of Rs.2,000/- with his right hand and kept them on the Tea-poy available in front of him and then gave an assurance to Sri Nemuri Ramesh that his work will be attended, immediately. The Phenolphthalein test conducted over both the hand fingers of Village Revenue Officer Sri Sudham Vijay Kumar, the right hand fingers yielded positive result. The tainted currency of Rs.2,000/- was recovered from the top of the Tea-poy at the instance of Sri Sudham Vijay Kumar, Village Revenue Officer on his pointed out in the presence of Mediators. The contact portion of the table cloth which was spread over the Tea-poy on which tainted bribe amount was found was subjected to chemical test with the help of a cotton swabs, yielded positive result.

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5. And whereas, the aforesaid acts of Sri Sudham Vijay Kumar, Village Revenue Officer, Lalgadimalakpet Village, Office of the Tahsildar, Shameerpet Mandal, Ranga Reddy District constitute offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988);

6. And whereas, the Government of Andhra Pradesh, being the competent authority to remove Sri Sudham Vijay Kumar, Village Revenue Officer, Lalgadimalakpet Village, Office of the Tahsildar, Shameerpet Mandal, Ranga Reddy District from Government service, after fully and carefully examining the material i.e., copies of First Information Report, Mediator's Reports I & II, final report of the Director General, Anti-Corruption Bureau, gist of statements of the witnesses and other documents placed before them in respect of the aforesaid allegations, and having with regard to the facts and circumstances of the case, consider that the said Sri Sudham Vijay Kumar, Village Revenue Officer, Lalgadimalakpet Village, Office of the Tahsildar, Shameerpet Mandal, Ranga Reddy District, should be prosecuted in a Court of law, for the aforesaid offences;

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Sudham Vijay Kumar, Village Revenue Officer, Lalgadimalakpet Village, Office of the Tahsildar, Shameerpet Mandal, Ranga Reddy District for the aforesaid offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law, for the time being in force, in respect of the aforesaid acts and for taking cognizance of the said offences, by a Court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Director General,
Anti-Corruption Bureau,
Andhra Pradesh, Hyderabad.

// FORWARDED BY ORDER //

SECTION OFFICER